

02-23-05

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IPL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Robert J. McMillen	Group No.: 3636
App. No.: 10/663,194	Atty. Docket No.: 41575-208
Filed: 09/16/2003	
For: Automatically Actuating Ergonomic Support for a Fold Down Seat	Examiner: Laurie Cranmer

MAIL STOP PETITIONS  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

02/24/2005 HDEMESS1 00000093 083460 10663194  
01 FC:1462 270.00 DA 130.00 OP

**PETITION UNDER 37 C.F.R 1.53(e)**

Dear Sir:

Applicant respectfully requests issuance of a corrected Filing Receipt for the above-referenced application with the proper filing date of September 16, 2003.

Due to a clerical error Applicant mistakenly submitted two formal versions of Figure 17 on February 9, 2004 in response to a Notice of Missing Parts, labeling one version "Figure 18". The version that was labeled "Figure 17" was in fact an improperly-rendered formal version of the figure as evidenced by the omission of certain features, for example the cable leading up the seat back to the headrest. The formal version of "Figure 18" as submitted on February 9, 2004 is fully and completely supported by the originally-filed, informal Figure 17 and should be rendered as Figure 17.

No new matter is added by this change, and the formal drawings submitted with an Amendment on September 10, 2004, with "Figure 17" correctly labeled as such, are fully and


completely supported by the originally-filed, informal versions of the drawings originally submitted with the application on September 16, 2003.

Following the amendment of September 10, 2004 the application contains no new matter relative to the originally-filed application of September 16, 2003: the application in its current, amended form simply contains formal versions of the figures filed on September 16, 2003 along with minor, non-substantive changes to the text to correct the mistakes arising from the erroneous reference to "Figure 18".

For the reasons discussed above, Applicant respectfully requests that the Filing Receipt for the above-named application be corrected to reflect the original filing date of September 16, 2003.

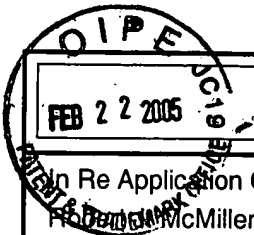
As no new matter is added by the amendment filed on September 10, 2004 and it is fully supported by the application of September 16, 2003 as filed, prompt and favorable consideration of this Request is respectfully requested.

Respectfully submitted,



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By: Robert C. Haldiman, Reg. No. 44,437  
Husch & Eppenberger, LLC  
190 Carondelet Plaza  
St. Louis, MO 63105  
314-480-1642  
314-480-1505 FAX



# TRANSMITTAL LETTER

Docket No.  
41575-208

In Re Application Of:  
Robert C. Haldiman

Serial No.  
10/663,194

Filing Date  
09/16/2003

Examiner  
Laurie Cranmer

Group Art Unit  
3636

Confirmation  
No.  
1395

Title:  
Automatically Actuating Ergonomic Support for a Fold Down Seat

## TO THE COMMISSIONER OF PATENTS AND TRADEMARKS

Transmitted herewith is:

- ☒ Petition Under 37 CFR 1.53(e)
- ☒ Petition Fee Under 37 CFR 1.17(h)
- ☒ Check No. 432381 in the amount of \$ 130.00 is attached.
- ☒ The Commissioner is hereby authorized to charge and credit the Deposit Account No. **08-3460** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \$
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

  
Signature

Dated: Feb 17, 2005

Robert C. Haldiman, 45,437  
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Customer No. 029493

### Certificate of Express Mailing

I certify that the document and fee is being deposited on  
FEB 22, 2005 with the U.S. Postal Service as  
Express Mail under 37 C.F.R. 1.10 and is addressed to, MAIL  
STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450

Express Mail No EV331017110US

  
Signature of Person Mailing Correspondence

Karen K. Sonstebly

Typed or Printed Name of Person Mailing Correspondence

P16B/REV01